BILL NO. Z-72-09-22

ZONING ORDINANCE NO. Z- 16-72 0

16-72 Sotore by theyon

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. B6, B8.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF

FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B3B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. B6, B8 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

The East 110 feet of Lots 414, 415 and 416 in Avondale Addition to the City of Fort Wayne, Allen County, Indiana.

(Lot 414 presently R-1, Lots 415 & 416 presently B-1)

As recorded in Plat Book 4, page 29.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

Cugene Councilman

APPROVED AS TO FORM
AND LEGALITY

OTHER STORMER

Read the first time in full and on motion by Janus seconded by
V. Achmett and duly adopted, read the second time by title and
referred to the Committee on Regulations (and to the
City Plan Commission for recommendation) (and Public Hearing to be held after due legal
notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on
the day of 19 , at o'clock
P.M., E.S.T.
Date: 9-26-72. Mulfil Menteriore
Read the third time in full and on motion by
seconded by Hinga and duly adopted, placed on its passage.
Passed (1997) by the following vote:
AYES
Burns
Hinga
Kraus
Nuckols
Moses
Schmidt, D.
Schmidt, V
Stier
Talarico V
Date 11-14-72 Phull . Westerween
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as (Zoning
Map) (General) (Ammexation) (Special) (Appropriation) Ordinance (Resolution) No. 2-16-72
on the Ital day of Merensey, 19 12.
ATTEST: (SEAL)
Mull Mullormane PRESIDING OFFICER
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the JS Aday of
Morender, 1922-at the hour of 10:00% clock AM., E.S.T.
Marker Mesterman
Approved and signed by me this day of
at the hour ofo'clockn., E.S.T.
MAYOR

Read the first time in full and on motion by	seconded by
and duly adopted, read the second time	b# title and
referred to the Committee on	(and to the
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on the 5th day of December, 19 72.	
ATTEST: (SEAL)	Molso
CITY CLERK PRESIDING	OFFICER
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MAYOR	
MAYOR	

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on September 26, 1972, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-72-09-22; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on October 16, 1972;

NOW THERFFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

BF IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held October 30, 1972.

Certifled and signed this 31st day of October, 1972.

George H. Roser Secretary

George H. Roses

REPORT OF THE COMMITTEE ON REGULATIONS Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. B6 & B8 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance PASS. Rigene Kraus, Jr Chairman James S. Stier - Vice-Chairman William T. Hinga Paul M. Burns Vivian G. Schmidt REGULATIONS REGULATION REGULATION REGULATION REGULATION REGULATION REGULATION REGULATION REGULATION REGULATION R	Bill No.	Z-72-09-2				
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(Lots 414 presently R-1, Lots 415 & 416 presently B-1)

2-72-09-22

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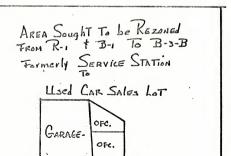
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PROPOSED LAND USE MAP

Z-72-09-22



So. HANNA ST.



Mc Kinnie Ave

Laundry Dry-Cleaners (closed) So. Side Recordine Studio GARDENS restaurant- BAR Mc KINNIE TAP BAR PAINT CONT. STOR.

Thos REDAIR

TO: COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA	Date Filed
CTTI OF LOUI MATUR, TUDIANA	Intended Use
I/We Mike Evanoff & Lucile Ev	anoii 's Name or Names)
do hereby petition your Honorable Bo	dy to amend the Zoning Map of Fort Wayne,
Indiana, by reclassifying from a/an	ndy to amend the Zoning Map of Fort Wayne, R-1 & B-1 District to a/&K B-3-B
District the property described as 1	follows:
The Book 110 foot of Lots 414	415 and 416 in Avondale Addition
to the City of Fort Wayne, Alle	n County, Indiana
(Lot 414 presently R-1, Lots 4	15 & 416 presently B-1)
1100 121 9100011027 11 27	
As recorded in Plat Book 4,	Page 29.
(Legal	Description)
/Consus 1 Deganistics	for Planning Staff Use Only)
(General Description	for Planning Stall Use Only)
I/We, the undersigned, certify that	I am/We are the owner(s) of fifty-one
percentum (51%) or more of the prope	erty described in this petition.
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PETITION FOR ZONING ORDINANCE AMENDMENT Receipt No.

RESTRICTIVE COVENANT

We, The Evanoffs, being over the age of Twenty-one (21) years and Slightly Used Cars, Inc., being the owners and prospective purchasers of the real estate in Allen County, Indiana described as follows:

The East 110 feet of Lots Number 414, 415, and 416 of Avondale Addition to the City of Fort Wayne,

in consideration of permission to use said real estate for a used car lot, hereby covenant and agree, for ourselves, grantees, personel representatives, successors and assignees as follows:

To only use said real estate as now permitted in a B-1-B Use District and to not use said property for any use permitted in a B-3-B Use District except as a used car lot, as presently established at said premises. The parties recite that the Evanoffs, is the fee simple owner of said real estate and that Slightly Used Cars, Inc. are the tenants at said real estate and contemplate purchasing same to use in their business, also operating a used car lot.

This is not a personal covenant but shall run with the land and inure to the benefit of all owners of real estate within five hundred feet of said real estate, and of the public. It may be enforced by injunction or otherwise by any of said owners or by the City of Fort Wayne on behalf of the public.

Witness our hands and seals this $\underline{\mathcal{S}^{row}}$ day of November, 1972. SLIGHTLY USED CARS, INC.

Jule Evanaf (SEAL)

(SEAL)

(SEAL) Let - The (SEAL)

STATE OF INDIANA)

COUNTY OF ALLEN)

Before me, a notary public in and for said County and State this 8th day of November, 1972, personally appeared MIKE AND LUCILLE EVANOFF, being over the age of Twenty-one (21) years and JOHN A. LIBERTI AND STEVE JACKSON, dba SLIGHTLY USED CARS, INC., all over the age of Twenty-one (21) years, and acknowledged the execution of the above Restrictive Covenant to be their voluntary act and deed.

Each a It Naus

Barbara G. Naus, Notary Public

My Commission Expires: January 12, 1976

This Instrument prepared BY: ROGER W. HULTQUIST HOGG, SNOUFFER, & HALLER 2000 FORT WAYNE BANK BUILDING FORT WAYNE, INDIANA 46802 PHONE: AC -219 742-8235

CITY PLAN COMMISSION City-County Building One Main Street Fort Wayne, Indiana

September 11, 1972

Mr. Ralph Blume 344 Utility Building Fort Wayne, Indiana 46802

Dear Ralph:

The forwarding of this petition to rezone was delayed because of the existing requirement for a thorough check of the description by the City Engineering Department.

We received this petition on ___August 24, 1972

It would be appreciated if this petition could be assigned a Bill Number in the order that the request came to us.

Sincerely,

CITY PLAN COMMISSION

Roge L. Smith Draftsman

RLS:pr

December 6, 1972

Miss Helen Libbing Fort Wayne Newspapers, Inc. 600 West Main Street Fort Wayne, Indiana 46802

Dear Miss Libbing:

Please give the attached full coverage on the dates of December 8 and December 15, 1972, in both the News Sentinel and Journal Gezette.

RB: Legal Retice for Common Council of Fort Wayne, Indiana, Zoning Ordinance No. 2-15-72 and Zoning Ordinance No. 2-15-72

Please send us four (4) copies of the Publisher's Affidavit.

Thank you.

Sincerely,

Charles W. Westerman City Clerk

CWW/ne ENGL. 2

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of December, 1972, the Common Council of the City of Fort Wayne, Indiana, in a Regu- lar Session did pass the following Z-16-72	PUBLISHER'S AFFIDAVIT			
John Sesson did pass the following Z-16/22 BLL Ordinarce, flowit: BLL Ordinarce, flowit: BLL Ordinarce, flowit: ZONING ORDINANCE unending the City of Fort wayne Zoning Mao No. 86, 88. BE NO ROZINED BY THE COMMON WAYNE, INDIAMAE CITY OF FORT WAYNE, INDIAMAE CITY OF FORT WAYNE, INDIAMAE CITY OF FORT	State of Indiana ALLEN County ss:			
BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:	Personally appeared before me, a	notary public in and fo	r said county an	d state, the
SECTION 1. That the area described as follows is hereby designated a SBD patrict under the terms of Chapter 3s Monator Code of the City of Fort Wayne, Incline, 1946, as amended by General Ordinance No. 285 and amendments thereof; and the symbols of the City of Fort Wayne Zonling App No. 8, BB referred to therein, established to the City of Fort Wayne Zonling and the State of the City of Fort Wayne Zonling and the State of the City of Fort Wayne Zonling and the State of the City of Fort Wayne Zonling and City of The City of Fort Wayne Zonling and City of The	undersigned A. M. Hostm	ian .	who, being duly	sworn, say
1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zening	that She is Clerk NEWS-SENT IN	EL		of th
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Instead by Section 9, Article III of sold Chap- ter as amended, are hereby changed ac- cordingly, to-wit: The East 110 feet of Lots 414, 415 and 416 in Avandale Addition to the City of Fort Wayne, Allien County, Indiana.	in the English language in the cit	y of FORT WA	YNE, INDIAN	A
Fort Wayne, Allen County, Indiana. (Lot 414 presently R-1, Lots 415 & 416 Presently B-1) As recorded in Plat Book 4, page 29. SECTION 2. This Ordinance shall be in	in state and county aforesaid, and which was duly published in said p as follows:	that the printed matter a	ttached hereto is	a true copy
SECTION 2. This Ordinance shall be in full force and effect from and after its pas- sage and approval by the Mayor and Jecol	as follows:	aper for time , t	ne dates of publi	cation bein
EUGENE KRAUS, JR., Councilman. Read the first time in full and on motion	D	ecember 8, 1972		
by Kraus seconded by V. Schmidt and duly adopted, read the second time by title and reterred to the Committee on Regulations and the City Plan Commission for recom-		Genber 15, 1972	Hosts	
mendation. Date: 9.26.79	Subscribed and sworn to before m	e this 20th day of	December	19 72
CHARLES W. WESTERMAN, City Clerk. Read the third filme in full and on motion by Kraus seconded by Hinga and duly adopted, placed on its passage. Passed by the following water.		Cm	10 / N 10	mke
Auror: Eleka	My commission Co	tober 25, 1975	ry Public	.,4
Burns, Hinga, Kraus, Nuckols, Moses, D. Schmidt, Stire, Talarico. Nays: One.	My commission expires	The Sales of the S	7	
V. Schmidt. 12-5-72 CHARLES W. WESTERMAN, City Clerk. Passed and adopted by the Common			00y 10\$	
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as a Zoning Map Ordinonce No. Z-16-72 on the 5th day of December 1922.		The state of the s		
ATTEST: (SEAL)				
CHARLESW. WESTERMAN, City Clerk. JOHN NUCKOLS, Presiding Officer. Passed over the Mayor's Veto. I, Charles W. Wasterman, Clerk of the City of Fort Wayne, Indiana, do hereby cer- lift had the above and foregoing is a full, true and complete copy of Zaniga Offil.				
Clear of the				
city of Fort Wayne, Indiana, do hereby cer- tiry that the above and foregoing is a full.				
nance No. 2-16-72, BIII No. 72-07-22 passed by the Common Council on the 5th day of December, 1972, over the Mayorie Vers				
nance No. Z-16-72, Bill No. 72-09-22 possed				

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PETITION

BILL NO. Z-72-09-22

Zoning COrdinance No. Z-

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. B-6, B-8

42

Slightly Used Cars Inc. 4220 South Hanna Street Ft. Wayne, Indiana 46806

Gentlemen:

We the undersigned, being neighbors or living in the neighborhood, express our appreciation for the way you have cleaned up the area and by signing this letter express to the Ft. Wayne City Council our approval of the zoning change to B3B.

The improvements you have made and have planned are a benefit to the neighborhood over previous uses and letting the property remain abandoned as it did for so long.

Manue King Signature

4130 S. Ha

Address

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FORT WAYNE, RID.
DEGET VETD
NOV 9 1972
HARLES VI. WESTERMAN

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Me. Jale typhe

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H.M.B.

Signature

4512 S. Hanna

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Mrs Hedrich B. Davi Duncan Signature

456 Hanna St.

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Mus Garnet Fredrick Signature 4444 S. Hanna St.

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4434 S Honne St

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4414 So. Hanna)

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mas alice & Skyn

132

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R Sugarne Fundeweek Signature
4216 Sa HAMMA

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Allan G. Sharpe Signature 3907 So Honna

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Mu J. Engle Signature 4001 S. Hanna

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Mrs HJ. Allen andinger Signature Stanna St

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Samuel Junes Signature

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Lina Blain

Signature

9/17 So HUMA

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William a. Washe
Ignature
4245 S. Hann St.

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Signature

4225 SO. HANNA ST.

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Andrew Cuy Signature

2823 So. HANNA ST. Address

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Donald S

4534 WEISSEN PARK

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Signature

3924 So, MAIN.

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Rachel M. Sewell

signature

4010 S. Hanna St Fit Wreps.

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Lawrence W Braun

4040

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Edward a.

4102 S. Hanny

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Signature

4/22 & Honra

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Myster R. Munihlach
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Medelin Oit Signature 4210 Monroe

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H733 Woodsfork No. 46800

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Stylkenhe Signature 1331 Claverbook Dr.

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4745 Bowsen

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Mus Cocil 9 fuffmase Signature 4509 s HAMMA

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Admona

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Enoll B. Smith
Signature
4525 South Hanna

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Ora arthur Borrelo &

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Willie Scott

4101 5 - MONROR

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Marie Jandera Signature 120 Me Kinnie

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Stantos Mitschor los Signature
724 Mc Kinney

dmoore

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Signature /

4302 Wesser Ph.

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Paul Prongas Enature 5U7 Ma Kinnie

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Marie C. III = Bride Signature 535 M = Kinnie (me

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H. P. McNeill Signature

4534 Monroe St J. Etnel.

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Mrs Marlet Heggerfild

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Mrs. Millie (

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Mr. Sarrell atech Signature 4518 S. Monne

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Wordly Lines

4412 1 moneco ST

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4505 W eisser Ph

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802 Congress Core
Address

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Donald B. U

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Mrs K.A. Howelf Signature 4317 S. Hanna

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Mrs. alma Hanke

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Jerry Markell

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Paul D Rogers
Signature
4405 Wanna St

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Pando Christon Signature 4409 S. Hanna St

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Signature a Zsteliqueld 4313 So. Harna

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Pandelis Kaplance

4991 S. Moneo e St.

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4201 S. Monroe

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Lilly Rosendahl
Signatury

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Sandra L. Willhalm)
Signature

4106 S. Manrae

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Goldie Burdome

DIEIIA VAI C

4028 S. Monroe St.

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Geland a Breedert
Signature
4010 So Monroe,

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Juille Kozman

3915 SO MONNOE

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Dean Bak

Signature

4035 Minux St

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Karly (helde

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Mas Mas Orion Signature 727 Mc Kinner

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Janus Beiner 123112 Kunne

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Signature /

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Longes Higher

4545 So Max

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Mrs. Ray Firestine Signature 4517 S. Monroe

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4509 Lo. Marcoe St.

Address

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Barbara C. Jainell Signature

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Buchard J. But fr.
Signature

602 South ave. To Wayne.

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Mrs. Harold C. Fisher Signature 4323 L. monroe St.

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Mrs. Ellen Kerber Signature 4134 So Monece

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Mrs H.D.E

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4329 Weisser Ph

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Sagnature

4519 Messer Park

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Mrs. Marie Noch
Signature
4575 Skinser PX, ave.

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Ann Daugherty Signature

4509 Weisser Pt.

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2. Caroline Thieres.
Signature
4307 & Moura Sta.

Address

HOPE WE GET TO STAP

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4/3/ 5. Moyros

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alore W. Leener Signature 4417 S. Hanna St.

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Mrs helyn Smith

Address

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Mrs. Ellen Bucher Signature

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Wilhelmerin Lychowski Signature

4120 So nemeror St

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And Johnson
Signature Johnson
4320 Weisser Jack.

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Signaturo

624 MOITINNIE AVE

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4414 Weisser P.L.

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M.a. fang

gnature

4/420 Meissen

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> Edw Hunche Gignature 4504 Weisse Pk Signature

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ann Ferrell
Signature
4518 Weisser Pt.

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4532 Weisse Park

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Jon Tountyos Signature 4537 Weisser PK

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Franklin Rhodes Signature 4316 Weisser PK.

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Ed an atuma

4314 Mour St.

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Margaret L Young Signature 4302 le sesses Perkam

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Mc Kinnie Ft. Wayne chal.

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Mildred Bradford
Signature

4431 So Hanna St.

Address

WILL ROUT FOR US

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Mrs Lora m Burgess Signature
4118 Jo Hanna

HOPE WE GET TO GRAY

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Alanese Jacksmany

4014 Su- HAMNA

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Mr. Clayton Howe Signature

Address

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SURTE GLAD WE MONTO IN .

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Address

IM FROUTEWARDET

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Mrs George Yergens, Signature

Address

4207 S. Johanna St.

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Like Statistic Po

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Mrs. W. Eliann Staffman

4440 5- 14AUUA

Address

19 AM IMPROVEMENT

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Teel Mckentister Signature

4404 5. HANNA

Address

LIGHTS PRALLY HELD